

Docket No. 49927

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: SEYA, et al

Serial No.: 09/601,371

GROUP: 1614

Filed: December 5, 2000

EXAMINER: PRASAD, S.

For: CYTOKINE INDUCERS COMPRISING M161ag"

Assistant Commissioner for Patents  
Washington, D.C. 20231

\*\*\*\*\*

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:  
Assistant Commissioner for Patents, Washington, D.C. 20231.

Date

Dec. 3, 2001

By:

Carren L. Mundee  
Carren L. Mundee

\*\*\*\*\*

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §§1.56 and 1.97, Applicants herewith submit the publications and/or patents shown on the attached form PTO-1449, for consideration by the Examiner in connection with the examination of the above-identified patent application.

REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed:

- (1) within three (3) months of the Filing Date or before the mailing date of the First Office Action on the merits and within three months of the mailing date of the Supplementary European Search Report dated September 8, 1999; or

- (2) within three months of the mailing date of a foreign office action; or  
X (3) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and the requisite Certification or fee under Rule 1.17(p), namely \$180.00, is included herein; or  
— (4) after the mailing date of a Final Rejection or Notice of Allowance but before the payment of the Issue Fee, and the requisite Certification, petition, and petition fee are included herein.

It is respectfully requested that each of the documents shown on the attached form(s) PTO-1449 be made of record in this application. Copies of these documents (CHECK ONE):

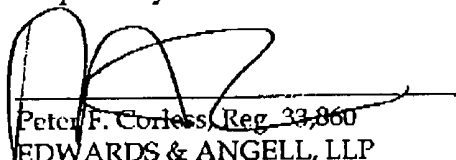
- X are enclosed herewith; or  
— have been cited in the parent application, and are thus not being resubmitted herein.

Early examination and allowance of the present application are respectfully solicited.

#### FEE AUTHORIZATION

Should any fees associated with the submission be required, the Commissioner is authorized to charge the missing fee to our Deposit Account, No. 04-1105. Any overpayments should be credited to said Deposit Account.

Respectfully submitted,

  
Peter F. Corless, Reg. 33,860  
EDWARDS & ANGELL, LLP  
Dike Bronstein Roberts & Cushman  
Intellectual Property Practice Group  
P.O. Box 9619  
Boston, MA 02209  
617/439-4444

DATED: 12/3/2001

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**Docket No.  
**49927/71526**

In Re Application Of:

**SEYA et al**

Serial No.

**09/601,371**

Filing Date

**December 5, 2000**

Examiner

**PRASAD, SARADA C.**

Group Art Unit

**1646**

Invention:

**"CYTOKINE INDUCERS COMPRISING M161ag"****TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

## Statement Under 37 CFR 1.97(e)(1)

- ☐ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

## Statement Under 37 CFR 1.97(e)(2)

- ☒ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

  
Signature

Dated:

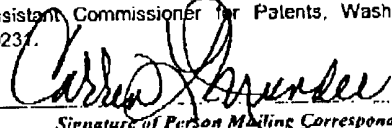
**12/3/2001**

In accordance with the provisions of 37 C.F.R. §§1.56  
Peter F. Corless, Reg. 33,860  
EDWARDS & ANGELL, LLP  
Dike Bronstein Roberts & Cushman  
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cc:

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I certify that this document is being deposited on  
**December 3, 2001** with the U.S. Postal Service as first  
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20231.

  
Signature of Person Mailing Correspondence**Carren L. Munde**

Typed or Printed Name of Person Mailing Correspondence

P10C/REV02